

MINUTES OF THE VIGO COUNTY COUNCIL

Tuesday, May 27, 2008

Sheriff Jon Marvel called the meeting to order.

Pledge of Allegiance

Calling of the roll

Present: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent/Excused: Darrick Scott.

Corrections to the journal of the preceding meeting, if needed
April 24, 2008

Motion: To approve minutes of the April 24, 2008 meeting as published, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Kathy Miller.

Vote: Motion carried by unanimous vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Public comment

There was none.

Communications from elected officials of the County

Commissioner David Decker expressed his appreciation to the Council for working with the Commissioners and to those involved with the move of Voter Registration back into the Courthouse.

Communications from other officials or agencies

Reverend Mullins: Mental Health Month

Reverend Don Mullins, Chairman, Mental Health America, Vigo County, explained this organization is an advocate for mental health. May is mental health month. Mental Health America, Vigo County, formerly known as Mental Health of Vigo County, helps individuals find a counselor, a place to stay, to get food, etc., however they do not counsel. They are housed with Hamilton Center and work together with them where counseling is provided, but are not a part of that organization.

Reports from standing committees

There were none.

Reports from select committees

There were none.

Ordinances relating to appropriations

Additional Appropriation 2008-37

This ordinance involves County General funds and was approved by the Budget Adjustment committee.

- The Prosecutor is requesting an additional appropriation of \$10,000 in Furniture due to the newly renovated office.
- The Courts are in need of funds for Jury pay. The Jury Pay User Fee fund cash balance will not sustain the appropriation. The request is for \$60,000 in the County General Court budget line 001-310-43232 Per Diem Petit Jurors.
- The Courts are also requesting an additional appropriation in Computer Maintenance for the Court Recording and Audio/PA System hardware and software. Through discussion with the Budget Adjustment Committee, it was agreed upon to purchase the backup recording system.
- The Jail is requesting additional funds in the amount of \$9,502 in payroll to pay overtime rates that were paid incorrectly in 2007 per the State Board of Accounts.
- Additional funds in the amount of \$739 is being requested in payroll in the Communication Dispatch fund to pay overtime rates that were paid incorrectly in 2007 per the State Board of Accounts.

Motion: To approve the ordinance, **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Kathy Miller.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Additional Appropriation 2008-38

The Prosecutor's office, through the Seized Assets fund is providing \$25,000 to supplement the Drug Court.

Motion: To approve the ordinance, **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Jim Hellmann.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Additional Appropriations 2008-39

Motion: To withdraw the ordinance in order to gather more information, **Action:** Withdraw, **Moved by** Jim Hellmann, **Seconded by** Brad Anderson.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Additional Appropriations 2008-40

The Prosecutor's office is requesting an additional appropriation in Infraction Deferral. An employee in Infraction Deferral was helping with duties and being partially paid from Adult Protective Services (APS). However, a secretary has been hired in APS and the Infraction Deferral position is no longer needed to help with the duties and should no longer be paid from APS. Therefore, the request is being made to increase the payroll appropriation in Infraction Deferral in order to pay the employee entirely from there.

Also, since there are now funds available in APS, it is being requested to increase the salary of the Director of APS. He has not received an increase in his salary since 2004 according to Mr. Rob Roberts, Chief Deputy Prosecutor.

Motion: To approve the ordinance, **Action:** Approve, **Moved by** Mike Morris, **Seconded by** Mark Bird.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Salary Ordinance 2008-23

This ordinance pertains to the Legal Secretary discussed in Additional Appropriation 2008-40. The salary should be \$26,570, effective June 3, 2008.

Motion: To approve the ordinance, **Action:** Approve, **Moved by** Jim Hellmann, **Seconded by** Mike Morris.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Salary Ordinance 2008-24

This ordinance pertains to the Adult Protective Services Director discussed in Additional Appropriation 2008-40. The new salary should be \$40,500, effective June 3, 2008.

Motion: To approve the ordinance, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Brad Anderson.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Honorary resolutions

There were none.

Resolutions relating to fiscal policies of the Council

Resolution 2008-5 AET Real Property Tax Abatement

Mr. Lou Britton explained that the Council has previously approved this resolution. However, his office failed to file the public notice, which is required before the Council takes final action.

Motion: To approve the resolution, **Action:** Approve, **Moved by** Kathy Miller, **Seconded by** Jim Hellmann.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Resolution 2008-6 AET Personal Property Tax Abatement

Mr. Lou Britton explained that the Council has previously approved this resolution. However, his office failed to file the public notice, which is required before the Council takes final action.

Motion: To approve the resolution, **Action:** Approve, **Moved by** Mike Morris, **Seconded by** Kathy Miller.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Resolution 2008-10

This resolution allows the following departments to fill the positions listed:

- Alcohol & Drug ~ Counselor
- Prosecutor ~ Trial Deputy Prosecutor (Part-time)
 - The pay rate is to be retroactive to May 5, 2008.
- Pre-Trial Diversion ~ Deputy Prosecutor (Full-time)
- County Council ~ Administrator

Motion: To approve the resolution, **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Mark Bird.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Amend Resolution 2008-10

Motion: To amend Resolution 2008-10. The Trial Deputy Prosecutor (Part-time) in the Prosecutor's office is to be retroactive to 5/5/08, **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Kathy Miller.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Amend 2008 Salary Ordinance

The Personnel Committee would like to amend the 2008 Salary Ordinance to allow the offices under the direction of the Prosecutor to refill Attorney positions, provided the positions have been included in the current budget.

Motion: To amend the 2008 Salary Ordinance, **Action:** Approve, **Moved by** Mark Bird, **Seconded by** Jim Hellmann.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Amend Rule 6

The wording in Rule 6 of the Vigo County Council Rules will be changed. The title of the position "Budget and Fiscal Policy Analyst" will be changed to "Council Administrator."

This was voted on and passed during the May 14, 2008 meeting.

First reading by summary reference of proposed ordinances and resolutions

President Pro-Tem, Tim Curley assigned Request of Council for the June 24, 2008 meeting to committee for further review.

Kathy Miller, Budget Adjustment Committee Chair, commented that the Budget Adjustment Committee is communicating with the

Annual Budget Committee when issues arise that will need to be addressed or added to specific funds at budget time.

Sheriff Jon Marvel commented on jail overcrowding. With the declining economy, the crime rate is increasing, especially in home and auto burglaries.

President Pro-tem explained that a motion and vote was needed for a Request to Extend Additional Service Credit for the Public Employees' Retirement Fund (PERF) for Robert Effner. There is no county money involved; it is simply to verify Mr. Effner's time of employment so that he is properly credited for PERF benefits.

Motion: To approve the verification of employment dates for Robert Effner for proper PERF benefits, **Action:** Approve, **Moved by** Brad Anderson, **Seconded by** Jim Hellmann.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.

Appointments

There were none.

Adjournment

Motion: To adjourn at 5:55 P.M., **Action:** Adjourn, **Moved by** Brad Anderson, **Seconded by** Kathy Miller.

Vote: Motion carried by unanimous vote (**summary:** Yes = 6).

Yes: Brad Anderson, Jim Hellmann, Kathy Miller, Mark Bird, Mike Morris, and Tim Curley.

Absent: Darrick Scott.